

S.B. CRIMINAL MISC. PETITION NO.512/2007
(Shesha Ram vs. State of Rajasthan)

Date :: 13.04.2007

HON'BLE MR. JUSTICE GOPAL KRISHAN VYAS

Mr.R.S. Rathore, for the petitioners.
Mr.A.K. Upadhyay, Public Prosecutor.

Heard learned counsel for the petitioner.

In this case while granting anticipatory bail, learned District & Sessions Judge, Pali imposed an condition that petitioner shall deposit Rs.35,000/- in the court.

It is contended by learned counsel for the petitioner while relying upon the judgment of Hon'ble Supreme Court reported in 2002 JT (I) SC page 291 Amarjit Singh vs. State of NCT of Delhi in which it has been held that while granting anticipatory bail the court can impose reasonable condition. It is also submitted that no documentary evidence produced before the Investigating Officer with regard to alleged sale of the property, therefore, in the interest of justice the condition imposed by the learned District & Sessions Judge, Pali while granting anticipatory bail to the petitioner for depositing Rs.35,000/- may kindly be quashed and set aside.

In the facts and circumstances of the case, while maintaining the order of anticipatory bail the order dated 28th March, 2007 is modified and the condition imposed by the learned District & Sessions Judge, Pali for depositing Rs.35,000/- is quashed and set aside.

The criminal misc. petition is disposed of.

{GOPAL KRISHAN VYAS}, J.

A.K. Chouhan/-